

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION

IN RE: ) CHAPTER 13  
MARVIN D'ANGELO TAYLOR ) CASE NUMBER A18-56412-JRS  
TERIA LEONNE TAYLOR )  
DEBTORS )

**MOTION TO DISMISS**

COMES NOW Nancy J. Whaley, Standing Chapter 13 Trustee, in the above styled case, and respectfully shows the Court as follows:

1.

Debtors filed a petition for relief under Chapter 13 of Title 11.

2.

Debtors' plan will exceed the allowed extended plan term provided by 11 U.S.C. Section 1329(d) of eighty four (84) months by nineteen (19) months in violation of 11 U.S.C. Section 1307(c).

Wherefore, the Trustee prays that this case be dismissed or in alternative that the Debtors propose a modification to meet the requirements of the confirmed plan that ensures that the plan is completed within the allowable time.

This the 24th day of March, 2022.

/s/\_\_\_\_\_  
Maria C. Joyner  
Attorney for the Chapter 13 Trustee  
State Bar No. 118350  
303 Peachtree Center Avenue, NE  
Suite 120  
Atlanta, GA 30303  
678-992-1201

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION

IN RE:	:	CASE NO. 18-56412
	:	
MARVIN D'ANGELO TAYLOR	:	CHAPTER 13
TERIA LEONNE TAYLOR	:	
	:	JUDGE JRS
Debtor(s).	:	
	:	
NANCY WHALEY, TRUSTEE	:	
	:	
Movant(s),	:	
v.	:	CONTESTED MATTER
	:	
MARVIN D'ANGELO TAYLOR	:	
TERIA LEONNE TAYLOR	:	
	:	
Respondant(s),	:	

NOTICE OF HEARING

**PLEASE TAKE NOTICE** that Nancy J. Whaley, Standing Chapter 13 Trustee, has filed a Motion to Dismiss with the Court seeking an order of dismissal.

**PLEASE TAKE FURTHER NOTICE** that the Court will hold an initial telephonic hearing for announcements on the Motion to Dismiss at the following number: toll-free number: **833-568-8864**; meeting id: **161 418 0533**; at 10:00 AM on April 26, 2022 in Courtroom 1404, United States Courthouse, 75 Ted Turner Drive, SW Atlanta, GA 30303.

Matters that need to be heard further by the Court may be heard by telephone, by video conference, or in person, either on the date set forth above or on some other day, all as determined by the Court in connection with this initial telephonic hearing. Please review the "Hearing Information" tab on the judge's webpage, which can be found under the "Dial-in and Virtual Bankruptcy Hearing Information" link at the top of the webpage for this Court, [www.ganb.uscourts.gov](http://www.ganb.uscourts.gov) for more information.

Your rights may be affected by the court's ruling on these pleadings. You should read these pleadings carefully and discuss them with your attorney, if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult one.) If you do not want the court to grant the relief sought in these pleadings or if you want the court to consider your views, then you and/or your attorney must attend the hearing. You may also file a written response to the pleading with the Clerk at the address stated below, but you are not required to do so. If you file a written response, you must attach a certificate stating when, how and on whom (including addresses) you served the response. Mail or deliver your response so that it is received by the Clerk at least two business days before the hearing. The address of the Clerk's Office is Clerk, U.S. Bankruptcy Court, Suite 1340, 75 Ted Turner Drive, Atlanta, GA 30303. You must also mail a copy of your response to the undersigned at the address stated below.

This the 24th day of March, 2022.

/s/ \_\_\_\_\_  
Maria C. Joyner  
Attorney for the Chapter 13 Trustee  
State Bar No. 118350  
303 Peachtree Center Avenue, NE  
Suite 120  
Atlanta, GA 30303  
678-992-1201

**CERTIFICATE OF SERVICE**

Case No: A18-56412-JRS

I certify that on this day I caused a copy of this Chapter 13 Trustee's Motion to Dismiss to be served via United States First Class Mail with adequate postage prepaid on the following parties at the address shown for each:

MARVIN D'ANGELO TAYLOR  
TERIA LEONNE TAYLOR  
1066 MASON LEE AVE  
LOGANVILLE, GA 30052

I further certify that I have on this day electronically filed the foregoing Chapter 13 Trustee's Motion to Dismiss using the Bankruptcy Court's Electronic Case Filing program, which sends a notice of this document and an accompanying link to this document to the following parties who have appeared in this case under the Bankruptcy Court's Electronic Case Filing program:

**Attorney for the Debtor(s):**

SLIPAKOFF & SLOMKA, PC

This the 24th day of March, 2022.

/s/\_\_\_\_\_  
Maria C. Joyner  
Attorney for the Chapter 13 Trustee  
State Bar No. 118350  
303 Peachtree Center Avenue, NE  
Suite 120  
Atlanta, GA 30303  
678-992-1201